Government of Kerala
1975

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Wednesday, 13th August 1975 / 22nd Sravana 1897 [No. 461.

GOVERNMENT OF KERALA

Industries (C) Department

NOTIFICATION

No. 20452/C2/75/ID. *Dated, Trivandrum, 13th August 1975.*

The Kerala Handloom Crepe (Control) Order, 1975.

S. R. O. No. 702/75.—Whereas the Government of Kerala are of opinion that it is necessary and expedient so to do for the maintenance and the increase of the supply of handloom crepe and for securing their availability at fair prices;

Now, therefore, in exercise of the powers conferred by sub-rules (2) and (3) of rule 114 of the Defence and Internal Security of India Rules, 1971, the Government of Kerala hereby make the following Order, namely:—

ORDER

1. *Short title, extent and commencement.*—(1) This Order may be called the Kerala Handloom Crepe (Control) Order, 1975.

(2) It extends to the whole of the State of Kerala.

(3) It shall come into force at once.

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2. *Definitions.*—In this Order, unless the context otherwise requires—

(a) 'dealer' means a person carrying on the business of selling handloom crepe whether wholesale or retail and whether or not in conjunction with any other business;

(b) 'false description' means a description which is untrue or misleading in a material respect as regards the goods to which it is applied;

(c) 'handloom' means a loom which is used for the manufacture of textiles made wholly or partly from cotton, woollen, or man-made cellulosic or non-cellulosic filament yarn or silk yarn or man-made cellulosic filament yarn or silk yarn and which is not worked by power, as defined in clause (g) of section 2 of the Factories Act, 1948 (Central Act 63 of 1948);

(d) 'handloom crepe' means cloth of low density produced in handlooms from special hard-twist cotton yarn and popularly known as handloom crepe;

(e) 'manufacturer' includes a producer;

(f) 'powerloom' means a loom which is worked by power as defined in clause (g) of section 2 of the Factories Act, 1948 (Central Act 63 of 1948) and which is used or may be used for weaving cloth wholly or partly out of woollen yarn, or man-made cellulosic or non-cellulosic spun fibre or such filament yarn or silk yarn;

(g) 'producer' means a person engaged in the production of handloom crepe.

3. *Stamping of specifications in the handloom crepe.*—Every dealer shall stamp on the handloom crepe intended for sale the following details regarding the description of the cloth, namely:—

reed and pick,

count,

weight in grams per sq. metre,

width, and

the word 'Handloom Crepe'

4. *Giving false description.*—Any dealer who gives false description in respect of handloom crepe sold by him or offered for sale shall be deemed to have contravened the provisions of this Order.

5. *Prohibition of manufacture, sale etc., of handloom crepe which is not stamped as provided in clause 3.*—No person shall himself

or by any person on his behalf manufacture, store for sale, sell or offer to sell any handloom crepe which is not stamped as provided in clause 3.

6. *Not to sell powerloom crepe under the name of handloom crepe.*—No person shall himself or by any person on his behalf manufacture or store for sale or sell or offer to sell as handloom crepe, crepe manufactured in powerloom.

7. *Power of entry, search and seizure.*—(1) The District Collector or any officer of the Department of Industries and Commerce not below the rank of District Industries Officer or any officer of the Police Department not below the rank of Sub-Inspector or any other officer specially authorised by Government in this behalf may with a view to securing compliance with the provisions of this Order,—

(a) require any person, dealer or manufacturer to give such information with respect to the business carried on by him;

(b) require any person, dealer or manufacturer in writing to furnish sample of crepe to which this Order applies;

(c) inspect or cause to be inspected any books or documents in the possession or under the control of any person;

(d) stop and search any vehicle, vessel, receptacle or other conveyance in which he has reason to believe that any provision of this Order has been, is being or is aboiit to be contravened;

(e) enter and search any premises; and

(f) seize any article or thing to which this Order applies or in respect of which he has reason to believe that any provision of this Order has been, is being or is about to be contravened and thereafter take or authorise the taking of all measures necessary for securing the production of the articles or things along with the vehicle, vessel, receptacle or other conveyances so seized in a Court and for their safe custody pending such production.

(2) The provisions of the Code of Criminal Procedure, 1973 relating to search and seizures shall, so far as may be, apply to searches and seizures under this clause.

(3) Any article or thing seized under this clause in respect of which any of the provisions of this order has been contravened may be forfeited and such forfeiture may be adjudged by the Collector of the district in which the articles or things are seized, and any forfeiture so adjudged shall subject to an appeal to the State Government be final.

(4) No order forfeiting any article or thing shall be made under this clause unless the person from whom the same is seized—

(a) is given a notice in writing informing him of the grounds on which it is proposed to forfeit such article or thing;

(b) is given an opportunity of making a representation in writing within such reasonable time as may be specified in the notice; and

(c) is given a reasonable opportunity of being heard in the matter.

(5) Any person aggrieved by an order passed under sub clause (4) may within thirty days from the date of communication to him of such order, appeal to the State Government. On receipt of an appeal the State Government, shall, after giving an opportunity to the appellant to be heard, if he so desires, pass such order as the Government think fit and such order shall be final.

By order of the Governor,

K. NARAYANAN,

Special Secretary to Government.

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NOTIFICATION

No. 911/75. *Dated, Trivandrum, 12th August* 1975.

In exercise of the powers conferred by the proviso to sub-section (2) of section 56 of the Cochin University Act, 1971 (30 of 1971), the Chancellor of the University of Cochin is pleased to extend the period of the Senate, the Syndicate and the Academic Council of the said University up to the dates noted against the respective authority or till the Constitution of the said authorities in accordance with the provisions of the said Act, whichever is earlier.

Senate	—	15th November, 1975.
Syndicate	—	15th November, 1975.
Academic Council	—	15th November, 1975.

By order of the Chancellor,

K. V. VIDYADHARAN,
Secretary to Governor.

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